

(ORDER LIST: 541 U.S.)

MONDAY, JUNE 7, 2004

**CERTIORARI -- SUMMARY DISPOSITION**

03-9708 GOFF, JOHN T. V. OHIO

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Appeals of Ohio, Summit County, for further consideration in light of *Crawford v. Washington*, 541 U. S. \_\_\_\_ (2004).

**ORDERS IN PENDING CASES**

03M77 PALUMBO, MICHAEL V. BROWN, WARDEN

03M78 KNIGHT, ROGER W. V. STEPHENS, FRED, ET AL.

The motions to direct the Clerk to file petitions for writs of certiorari out-of-time are denied.

03-1230 ) AM. TRUCKING ASSNS., ET AL. V. MI PUB. SERV. COMM'N, ET AL.

03-1234 ) MID-CON FREIGHT SYSTEMS, ET AL. V. MI PUBLIC SERVICE COMM'N

03-1250 ) TROY CAB, INC., ET AL. V. MI PUB. SERV. COMM'N, ET AL.

The Solicitor General is invited to file a brief in these cases expressing the views of the United States.

03-7434 BENITEZ, DANIEL V. MATA, INT. FIELD OFFICE DIR.

The motion of petitioner for appointment of counsel is granted. John S. Mills, Esquire, of Jacksonville, Florida, is appointed to serve as counsel for the petitioner in this case.

03-9011 CORBIN, BILL A. V. FLORIDA BAR

The motion of petitioner for reconsideration of order

denying leave to proceed *in forma pauperis* is denied.

03-9675 STRANGE, EDWARD V. NORFOLK SOUTHERN CORP.

03-10067 HOLLAND, GARY J. V. BARNHART, COMM'R, SOCIAL SEC.

The motions of petitioners for leave to proceed *in forma pauperis* are denied. Petitioners are allowed until June 28, 2004, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

#### **CERTIORARI GRANTED**

03-1407 ROUSEY, RICHARD G., ET UX. V. JACOWAY, JILL R.

The petition for a writ of certiorari is granted.

#### **CERTIORARI DENIED**

03-1085 SAMIRAH, SABRI I. V. ASHCROFT, ATT'Y GEN., ET AL.

03-1097 RITCHESON, DANA J. V. C. C. SERVICES, INC.

03-1125 TX COALITION ON STORMWATER V. EPA, ET AL.

03-1247 BATZEL, ELLEN L. V. SMITH, ROBERT, ET AL.

03-1259 ROGERS, JOHN D. V. NORFOLK SOUTHERN CORP., ET AL.

03-1273 SPARGO, THOMAS J., ET AL. V. NY COMM. ON JUDICIAL CONDUCT

03-1384 FOLLOWELL, CHERYL J. V. MILLS, GEORGE E.

03-1385 HOLGUIN, DOLORES V. FLOOD CONTROL DISTRICT

03-1386 GRANITE STATE ADVERTISING V. ST. PETERSBURG, FL

03-1387 PHILSON, PATRICE V. SHERRER, ADM'R, N. STATE, ET AL.

03-1398 CRUM, EUGENE, ET AL. V. FLOWERS, THOMAS G., ET AL.

03-1402 SATRE-BUISSON, CATHERINE V. ASHCROFT, ATT'Y GEN.

03-1419 FITZGERALD, MICHAEL V. RACING ASSOC. OF CENTRAL IA

03-1453 CENDEJAS, MANUEL R. V. ENGLAND, SEC. OF NAVY

03-1472 LOCAL UNION NO. 38, ETC. V. PELELLA, ANTHONY  
03-1473 PERSIK, RAYMOND C. V. MANPOWER INC.  
03-1490 KAWCZYNSKI, DAVID P., ET AL. V. CUMMINGS, ROBERT E.  
03-8172 DeJESUS, JERRY V. UNITED STATES  
03-8225 CHEVALIER, VICTORIN M. V. UNITED STATES  
03-8728 GUTIERREZ, ARMANDO V. UNITED STATES  
03-8788 MURPHY, PATRICK W. V. WASHINGTON  
03-9002 GREER, CHARLES R. V. UNITED STATES  
03-9218 BUSBY, JASEN S. V. DRETKE, DIR., TX DCJ  
03-9287 PINEDA-CORTES, ISRAEL V. UNITED STATES  
03-9553 HALIBURTON, JERRY L. V. CROSBY, SEC., FL DOC  
03-9611 SORIANO, EDWARD J. V. HAMLET, WARDEN  
03-9635 MOPPINS, FRANK I. V. CAREY, WARDEN  
03-9636 THOMAS, JENNIFER V. BLUMENTHAL, RICHARD  
03-9639 SMITH, JAMES E. V. MOHAMED, IMAM  
03-9642 CHILDERS, GARY D. V. SCOTT, WARDEN  
03-9643 JONES, LARRY D. V. KOLB, R., ET AL.  
03-9645 DARDEN, MARVIN R. V. BASKERVILLE, WARDEN  
03-9646 CHARLES, JERRY V. SMITH, WARDEN  
03-9657 DULISSE, CARL R. V. CENTRAL PENN PROPERTY SERVICE  
03-9658 DANIELS, ROBERT D. V. McLEMORE, WARDEN  
03-9660 TATUM, IRVIN T. V. KNOWLES, WARDEN  
03-9661 WALKER, FREDDIE L. V. DRETKE, DIR., TX DCJ  
03-9663 BRAGGS, MICHAEL T. V. CROSBY, SEC., FL DOC  
03-9669 BOOKER, KENNETH V. ANDERSON, WARDEN  
03-9670 ALDRICH, DONALD L. V. DRETKE, DIR., TX DCJ  
03-9674 POWELL, ERNEST L. V. HALL, WARDEN  
03-9683 TAYLOR, ANTHONY R. V. RUSHTON, WARDEN, ET AL.

03-9687 CUESTA, TOMAS D. V. BERTRAND, WARDEN  
03-9692 SIMS, ANTHONY B. V. KEMP, WARDEN, ET AL.  
03-9698 LLOYD, WILLIE V. DRETKE, DIR., TX DCJ  
03-9702 SQUIRES, MARK L. V. NORTH CAROLINA  
03-9705 RODRIGUEZ, CHARLES V. EDDOWES, NICOLE  
03-9710 BRYANT-BEY, ERNEST L. V. GEORGIA  
03-9722 OWENS, JERRY V. KEMNA, SUPT., CROSSROADS  
03-9723 LI, HONG BAO V. CALIFORNIA  
03-9725 WILLIAMS, CURTIS J. V. CALIFORNIA  
03-9732 BYRD, VICTOR V. RALEIGH HOUS. AUTH.  
03-9733 BAKER, BOBBY R. V. TURNER, WARDEN  
03-9769 DONNELLY, D. J. V. BARNHART, COMM'R, SOCIAL SEC.  
03-9780 SPIES, SAMUEL J. V. IOWA  
03-9862 VALDEZ, BERNABE G. V. TEXAS  
03-9902 MENDEZ, JAVIER V. YARBOROUGH, WARDEN  
03-9919 ETOKIE, EPHRAIM U. V. DISABILITY ACTION CENTER, INC.  
03-9960 FAULKNER, JAMES V. V. ILLINOIS  
03-9967 LYNCH, ANTHONY V. STERNES, WARDEN  
03-9976 CARTER, KINGSLEY L. V. ILLINOIS  
03-9981 RIGGS, JIMMY D. V. WILLIAMS, WARDEN  
03-9995 DEVINE, JAMES V. ILLINOIS  
03-9999 NOBLES, DONALD V. ILLINOIS  
03-10009 LY, BINH V. KANSAS  
03-10025 BROWN, THOMAS E. V. NEW YORK  
03-10046 CARTER, DAVID L. V. LAPPIN, DIR., BOP  
03-10063 TOWNSEND, JIM L. V. DAVIS, WARDEN  
03-10070 GARCIA, ESTEBAN V. UNITED STATES  
03-10085 RUSSELL, OMAR V. UNITED STATES

03-10086 SHAW, ANTONIO V. UNITED STATES  
03-10107 KASTNEROVA, JAROSLAVA L. V. UNITED STATES, ET AL.  
03-10109 JOHNSON, MELVIN V. UNITED STATES  
03-10111 MILAN-GARDUNO, JAVIER V. UNITED STATES  
03-10117 HINTON, GREGORY V. UNITED STATES  
03-10121 GAY, JAMES R. V. UNITED STATES  
03-10123 HERRICK, KEVIN R. V. CROSBY, SEC., FL DOC, ET AL.  
03-10136 GASTON, JAMES I. V. UNITED STATES  
03-10137 ARNETT, TIMOTHY W. V. UNITED STATES  
03-10143 MADRIGAL-FERREIRA, PEDRO V. UNITED STATES  
03-10144 JACKSON, RANDY V. UNITED STATES  
03-10149 BOBBITT, LAFAWN D. V. UNITED STATES  
03-10154 MISSOURI, VINCENT V. UNITED STATES  
03-10157 JONES, DAVID N. V. UNITED STATES  
03-10158 MAXWELL, ROBERT C. V. UNITED STATES  
03-10159 MADERA-SANCHEZ, LUIS A. V. UNITED STATES  
03-10166 BREITWEISER, RUSSELL A. V. UNITED STATES  
03-10170 LUGONES, LOYDA V. UNITED STATES  
03-10171 BUTLER, WILBUR V. UNITED STATES  
03-10173 CARDENAS, DELIA V. UNITED STATES  
03-10176 WHITE, GARY V. UNITED STATES  
03-10181 SANDMEYER, MICHAEL V. UNITED STATES  
03-10185 SALES, AMIR V. UNITED STATES  
03-10186 LIGHTNER, DAVID F. V. UNITED STATES  
03-10187 WATERS, GEARY W. V. UNITED STATES  
03-10188 GRAHAM, GARY E. V. ADAMS, DEAN, ET AL.  
03-10190 HEWITT, PATRICK V. UNITED STATES  
03-10191 FOUNTAIN, FRANK V. UNITED STATES

03-10193 FLEMING, DEREK M. V. UNITED STATES  
03-10203 HERRIN, RICHARD C. V. UNITED STATES  
03-10205 GRUBBS, JOHNNIE E. V. UNITED STATES  
03-10206 GREEN, WILLIAM E. V. UNITED STATES  
03-10210 GRIFFIN, SAMUEL C. V. UNITED STATES  
03-10216 HARVEY, FERDELL V. UNITED STATES  
03-10218 FOURSTAR, VICTOR C. V. UNITED STATES  
03-10220 ZAKHARY, RAFAT V. UNITED STATES  
03-10221 WALLACE, OLLIE V. UNITED STATES  
03-10223 HARRIS, MARK V. UNITED STATES  
03-10237 BLUNT, DORIS V. HIGHLAND PARK CITY SCH. DIST.

The petitions for writs of certiorari are denied.

03-1382 HUFFMAN, WARDEN V. FRAZIER, RICHARD M.

The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is denied.

03-1397 CIVIL LIBERTIES, ETC., ET AL. V. CHICAGO, IL, ET AL.

The motion of Becket Fund for Religious Liberty, et al. for leave to file a brief as *amici curiae* is granted. The motion of American Jewish Congress, et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

03-1502 RANGER CELLULAR, ET AL. V. FCC

The motion of petitioners for partial remand for consideration of settlement agreement is denied. The petition for a writ of certiorari is denied.

03-9656 DULISSE, CARL R. V. HOMESIDE LENDING, INC.

The petition for a writ of certiorari is denied. Justice

Breyer took no part in the consideration or decision of this petition.

**HABEAS CORPUS DENIED**

03-10311 IN RE JERRY L. WILSON

03-10315 IN RE CLARK KELLEY

03-10358 IN RE ROSEMARY PARMAR

The petitions for writs of habeas corpus are denied.

03-10284 IN RE JAMES L. BROOKS, JR.

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of habeas corpus is dismissed. See Rule 39.8. As the petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

**MANDAMUS DENIED**

03-9623 IN RE DANIEL J. SHEEHAN

03-9654 IN RE ABRAHAM CRUZ

The petitions for writs of mandamus are denied.

03-9619 IN RE PURCELL BRONSON

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of mandamus and/or prohibition is dismissed. See Rule 39.8.

**REHEARINGS DENIED**

03-8096 MORRISON, ERNEST U. V. GEORGIA  
03-8517 SIMPSON, LONNIE R. V. COLORADO  
03-8625 McCOY, DAVON E. V. YARBOROUGH, WARDEN, ET AL.  
03-8779 CRISWELL, LOUIS V. DRETKE, DIR., TX DCJ  
03-8899 JANES, CHARLIE T. V. UNITED STATES  
03-8905 RONDEAU, KEVIN V. RONDEAU, RACHEL  
03-8912 ERVIN, LEONARD M. V. BARNHART, COMM'R, SOCIAL SEC.  
03-9086 GILBERT, GREGORY V. RENICO, WARDEN  
03-9309 BREEN, CHRISTOPHER T. V. UNITED STATES  
03-9358 GLASS, CLAUDE L. V. BROADWAY ELEC. SERVICE, INC.  
03-9472 IN RE SEAN McQUIDDY

The petitions for rehearing are denied.

**RECESS ORDER**

The Court will take a recess from today until Monday,  
June 14, 2004.